

**ORIGINAL
FILED**

07 NOV -6 AM 11:00

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 Raynell Carmichael, D-25366
2 San Quentin State Prison-2N-1-L
3 San Quentin, CA. 94974

4 In Propria Persona

5 IN THE UNITED STATE DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA

CW

(PR)

7
8 Raynell Carmichael

CV 07 5622

9 PLAINTIFF,

10 DECLARATION IN SUPPORT OF PLAINTIFF'S

11 VS.

MOTION FOR A TEMPORARY RESTRAINING

12 ORDER AND PRELIMINARY INJUNCTION

13 James E. Tiltion, et al.,

E-filing

14 DEFENDANTS

15

16 Raynell Carmichael, declares under penalty of perjury;

17

18 1. I am the plaintiff in this case. I make this declaration in
19 support of my motion for a temporary restraining order and a
20 preliminary injunction to ensure that I receive all the necessary
21 medical care.

22

23 2. As set forth in the complaint in this case, it was recommended
24 by an Endocrinologist Dr. Madrilejo MD. on April 26, 2007, that I be
25 seen by an Bone Metabolism Expert, at USC, in southern California
26 that is not possible, But it is possible at UCSF-University of
27 california-Hospital-San Francisco, CA.

28

1 3. As set forth in the complaint in this case, it was recommended
2 by an Endocrinologist Dr. O'Conner MD. at Doctor's Medical Center,
3 San Pablo campus 2000 Vale Road. San Pablo, CA. 94806. That I be
4 seen by an Rheumatology on May 25, 2007,
5

6 4. As set forth in the complaint in this case, it was recommended
7 again by Dr. O'Connor MD, an Endocrinologist that I be seen by an
8 Rheumatological due to the fact that I wasn't seen the last time.
9 Now all so he Recommend I be seen by an GI-gastrointestinal on
10 August 24, 2007,
11

12 5. Dr. Madrilejo MD, recommended that I be evaluated at a tertiary/
13 university center for my condition. at which time RN-Patrick
14 written her notes, for Dr. david to review the diagnossis and the
15 direction.
16

17 6. Dr. O'Connor MD. wrote my diagnossis and the direction concering
18 my Bone disease. each time I was seen by him. That information was
19 to the escort officers. who brought me to the prison TTA-emergency
20 room to review the Doctor's recommendation and the prescriptions
21 for medication Vitamin D-50,000 IU once a week and Calcium 1500mg
22 a day.
23

24 7. Contrary to Dr. Madriejo MD. and Dr. O'Connell, MD I have not
25 been provided the Medical consultation despite my repeated requests.
26

27 8. On information and belief. I have not been provided and appoint
28 ment by the medical staff scheduler for unkown reasons or giving

1 a low priority to my Metabolic Bone Disease, and just refusing to
2 provide me with adequate medical care from out side the prison unless
3 they feel my medical condition is not life threatening. ?
4

5 9. Endocrinologist, Bone or Metabolism experts, orthopedic
6 specialist, Rheumatology specialist, GI-gastrointestinal are not
7 provided at san quentin state Prison; Inmates needing such services
8 must be taken to an outside Hospital.
9

10 10. My neck, spine, Lower Back, Left shoulder & Elbow, spreading to
11 right shoulder, elbow & thumb, Left Hip & pelvis, Left Leg, right
12 knee & Leg, Left knee & ankle, is stiff and painful, I cannot walk
13 along distance without sharp excruciating pain in my Lower Back and
14 Left Leg, I am Mobility Impaired and walk with the aid of a cane.
15

16 11. I am suffering irreparable harm for over 2½ plus years of
17 Untreated Elevated Alkaline Phosphatase in the form of physical and
18 mental pain and suffering and an increasing spreading of the Metabolic
19 Bone Disease to Multiple sites, for failure to find the Cause. I will
20 never be restored to full Mobility. I am requesting that I be place
21 under a Medical *(Hold*) to allow me to receive all the medically
22 Necessary care at San Quentin and prevent any interruption of my
23 Health Care.
24

25 12. Defendant, Dr. Rene Kanan MD. is the CMO-Cheif Medical Officer
26 at san Quentin state Prison and is able to Expedite Scheduling
27 medical appointments outside the prison when a Inmate needs
28 specialized treatment or evaluation. the CMO-has full Knowledge of

1 of my serious medical needs.

2

3 13. Defendant, Dr. Rene Kanan MD. is the CMO for San Quentin State
4 prison, and is in charge of transportation of Inmates to outside
5 medical Hospital appointments.

6

7 14. The Chief medical officer have the responsibility for providing
8 the plaintiff the necessary recommended medical consultation as
9 well as the ability to arrange it.

10

11 15. For the reasons set forth in the memorandum of law filed with
12 this motion, the plaintiff is entitled to a temporary restraining
13 order requiring the defendants to arrange for an examination and a
14 plan of treatment by a qualified specialist at UCSF-Hospital, and
15 to a preliminary injunction requiring the defendants to carry out
16 that plan of treatment within 30-days. ASAP!!!!

17

18 16. For the foregoing reasons, the court should grant the plaintiff's
19 motion in all respects.

20

21 Pursuant to 28 U.S.C.1746, I declare under penalty of perjury
22 that the foregoing is true and correct.

23

24 Respectfully submitted this 30 day of October, 2007

25

26

/s/ *Raynell Carmichael*

27

Raynell Carmichael, D-25366
San Quentin State Prison-2N-1-L
San Quentin, CA. 94974

28

In Propria Persona